

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

<p>NORTHEAST CONTROLS, INC., 3 Enterprise Avenue Clifton Park New York, NY 12065</p> <p>ST. PAUL MERCURY INSURANCE COMPANY 385 Washington Street St. Paul, MN 55102</p> <p>Plaintiffs,</p> <p>v.</p> <p>FISHER CONTROLS INTERNATIONAL, LLC 205 S. Center Street Marshalltown, Iowa 50158</p> <p>Defendant.</p>	<p>C.A. No. 06-412 SLR</p> <p><b>NOTICE OF DEPOSITION OF</b> <b>JAMES W. SEMPLE, ESQUIRE</b></p>
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To: J. Scott Shannon, Esquire  
Marshall Dennehey Warner  
Coleman & Goggin  
1220 N. Market Street  
5<sup>th</sup> Floor  
Wilmington, DE 19801

Thomas P. Wagner, Esquire  
Marshall Dennehey Warner  
Coleman & Goggin  
1845 Walnut Street  
Philadelphia, PA 19103

PLEASE TAKE NOTICE that, Defendant, by and through its attorneys of record, will take the testimony on oral examination of James W. Semple, Esquire pursuant to Rule 30 of the Federal Rules of Civil Procedure, before an official Court Reporter, a Notary Public, or in case of his/her inability to act or be present, before some other officer authorized to administer oaths, on October 31, 2007, at 9:30 a.m. of said day at Maron Marvel Bradley & Anderson, P.A., 1201 N. Market Street, Suite 900, Wilmington, DE 19801.

PLEASE TAKE FURTHER NOTICE that the deponent is commanded to produce the items described in Exhibit A (attached hereto) pursuant to the production schedule described in Exhibit A.

The deposition shall be continued from day to day until completed, excluding weekends and holidays. The deposition shall be recorded stenographically, and/or on audiotape.

**MARON MARVEL BRADLEY  
& ANDERSON, P.A.**

/s/ Paul A. Bradley

Paul A. Bradley (DE Bar ID #2156)

1201 N. Market Street, Suite 900

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Attorney for Defendant

Fisher Controls International, LLC

**OF COUNSEL**

**RIDDELL WILLIAMS P.S.**

Patrick D. McVey, Esquire

Daniel J. Gunter, Esquire

1001 Fourth Avenue Plaza

Suite 4500

Seattle, WA 98154

Dated: October 22, 2007

**EXHIBIT A**

**A. Produce 7 days in advance of deposition to:**

**Paul A. Bradley, Esquire  
Maron Marvel Bradley & Anderson, P.A.  
1201 N. Market Street, Suite 900  
Wilmington, DE 19801**

1. Your Curriculum Vitae;
2. Your working file on this matter;
3. Your billing statement reflecting all the work done by you in preparing your expert report or in formulating your opinion in this case;
4. Each and every document reviewed by you or utilized by you in preparing your expert report or in formulating your opinion in this case;
5. Each and every tangible thing reviewed by you or utilized by you in preparing your expert report or in formulating your opinion in this case;
6. Any and all photographs, charts, drawings, videotapes, diagrams, or other graphic representations or documents prepared by you or reviewed by you which relate to plaintiff's claim or your opinion in the case;
7. Any and all textbooks, treatises, articles, studies, abstracts or other documents that support the opinion in your report;
8. Any exhibits or demonstrative aids you plan to rely on at the trial in this matter; and
9. A list of the cases in which you have testified in the last four years.

**CERTIFICATE OF SERVICE**

I, Paul A. Bradley, Esquire, hereby certify that, on October 22, 2007, I caused a true and correct copy of the Defendant's Notice of Deposition of James W. Semple, Esquire to be served upon counsel of record via electronic filing.

**MARON MARVEL BRADLEY  
& ANDERSON, P.A.**

/s/ Paul A. Bradley  
Paul A. Bradley (DE Bar ID #2156)  
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Date: October 22, 2007